

Agenda



Arlington City Council Meeting

City Hall Council Chamber
101 W. Abram St.

**Tuesday, June 26, 2012
6:30 PM**

- I. CALL TO ORDER**
- II. INVOCATION AND PLEDGE**
- III. SPECIAL PRESENTATIONS**
- IV. APPOINTMENTS TO BOARDS AND COMMISSIONS**
- V. APPROVAL OF ITEMS FROM EXECUTIVE SESSION**
 - 1. Consent to the Installation of Additional Wireless Communication Equipment - River Legacy Park**

A resolution authorizing the execution of an agreement with Dallas MTA, L.P., d/b/a Verizon Wireless consenting to the installation of additional wireless communication equipment on the Verizon Wireless communications tower located at 701 N. W, Green Oaks Blvd, City of Arlington, Tarrant County, Texas.
 - 2. Abram Street SH360 to City Limits – Popal, Abdul Hadi, etux Dinacelly; Project No. PWST09016**

A resolution determining the necessity of acquiring right-of-way easement rights and temporary construction easement rights for a public use in, over and through land being situated in the John M. Ross Survey, Abstract No. 1349, a portion of Lot 4R, Block 2 and Lot 6R, Block 2, Silver Belle Estates Addition, an addition to the City of Arlington; otherwise known as 3112 E. Abram Street and 3124 E. Abram Street, City of Arlington, Tarrant County, Texas

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- Council meetings are broadcast live on Arlington's Government Channel, and rebroadcast throughout the week at the following times:

	Afternoon meetings	Evening Meetings
Sunday	1:00 p.m.	6:00 p.m.
Wednesday	1:30 p.m.	6:30 a.m.
Saturday	6:00 p.m.	6:30 a.m.

The Council agenda can be viewed on the City's website at www.ArlingtonTX.gov

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3. **Abram Street SH360 to City Limits – Vasiliki Bililis Boutris-Project No. PWST09016**
A resolution determining the necessity of acquiring right-of-way and temporary construction easement rights for a public road use in, over and through land being situated in being Lot 6, Block B, Midway Estates, a revision of part of Tracts 1, 2, 3, & 4 of the First Filing of Midway Estates Addition, out of the J.M. Ross Survey, Abstract No. 1349, City of Arlington; otherwise known as 3003 East Abram Street, City of Arlington, Tarrant County, Texas.
4. **Abram Street SH360 to City Limits – DePriest, Limited Partnership-Project No. PWST09016**
Resolution determining the necessity of acquiring right-of-way and temporary construction easement rights in, over and through land being situated in part of Lots 3 and 4, in Block B, Midway Suburban Addition, out of the J.M. Ross Survey, Abstract No. 1349, Grand Prairie; otherwise known as 2601 West Jefferson Street, City of Grand Prairie, Tarrant County, Texas.
5. **Abram St. (Collins to Watson Rd.) – Ngoc Ha Enterprises Inc.; Project No. ST07-01**
A resolution determining the necessity of acquiring access easement rights in, over and through land being situated in the Joel Blackwell Survey, Abstract No. 147, City of Arlington, Tarrant County, Texas, and being a portion of Lots 6 and 7, Peterman-Davis Addition, an addition to the City of Arlington; otherwise known as 1415 E. Abram Street, City of Arlington, Tarrant County, Texas.
6. **Arbrook/Melear Drainage Improvements – Carolyn T. Hansen; Project No. ST09-16**
A resolution authorizing the settlement of negotiations relative to the acquisition of drainage and temporary construction easements on and in land located in the S. S. Lane Survey, Abstract No. 951; a portion of Lot 6, Block 2, Arbrook Meadows Addition, an addition to the City of Arlington; 2003 Glen Creek Court, City of Arlington, Tarrant County, Texas for the purpose of constructing, reconstructing, and maintaining public drainage facilities for the Arbrook and Melear drainage improvement project.
7. **Settlement of Ruben Silva v. City of Arlington lawsuit**
A resolution authorizing the execution of a settlement agreement and related documents in connection with the Ruben Silva v. City of Arlington lawsuit, Cause No. 017-253020-11.

VI. APPROVAL OF MINUTES

Afternoon Meeting, June 5, 2012

Evening Meeting, June 5, 2012

VII. APPROVAL OF CONSENT AGENDA

Approval of the Consent Agenda authorizes the City Manager to implement each item in accordance with staff recommendations and all votes on final reading will be recorded as reflected on first reading unless otherwise indicated. Public comment will be accepted on items, with the exception of those items on which a public hearing has been held and closed by Council, which will be indicated as **(CLOSED)** on the agenda.

A. Minute Orders

1. AmeriCorps*VISTA Memorandum of Agreement (MO#06262012-001)

Authorize the City Manager or his designee to execute a memorandum of agreement with the Corporation for National and Community Service (CNCS) for an AmeriCorps*VISTA (Volunteers in Service to America) project to sponsor eight members to help support the Campaign for Grade Level Reading program facilitated by the Library Department through the Arlington Reads Literacy program. The one-year agreement requires the Library to provide \$11,124 annually to CNCS to share the cost of one AmeriCorps*VISTA member. Grant funds received through various organizations will fund this cost share expense (121201-61002-129614).

2. City of Arlington and Wild Well Control, Inc. Professional Services Contract (MO#06262012-002)

Authorizing the City Manager or his designee to approve the execution of a Professional Services contract with Wild Well Control, Inc. of Houston, Texas to obtain professional services relative to training for tactical response and site inspections (related to code compliance, safety and security) specifically for the natural gas industry. The cost will be \$1,850.00 per student for gas well response and \$1,200.00 per student for site safety inspection with an estimated total of 48 firefighters trained over the term of the contract.

3. Design Contract for Helen Wessler Park Renovations (MO#06262012-003)

Authorize the City Manager or his designee to execute a consultant services contract with DFL Group, LLC of North Richland Hills, Texas for the design of improvements to Helen Wessler Park in the amount of \$27,500. Funding is available in General Fund Account No. 508503 53370599 61002.

4. Renewal of Annual Requirements Contract for Irrigation Parts and Supplies (MO#06262012-004)

Authorize the City Manager or his designee to exercise the third of four one-year renewal options in the contract for irrigation parts and supplies with Ewing Irrigation Products of Phoenix, Arizona, in the estimated amount of \$125,000, and execute any and all documents necessary to carry out such renewal. Funds are budgeted in various General Fund Parks and Recreation accounts.

5. Purchase of Skatepark Equipment for Randol Mill Park (MO#06262012-005)

Authorize the City Manager or his designee to approve the purchase of skatepark equipment for Randol Mill Skate feature with Spohn Ranch, Inc of City of Industry, California through the Houston-Galveston Area Council (H-GAC) Cooperative Purchasing Program in the estimated amount of \$148,449.31, and execute any and all documents to carry out such purchase. Funds are available in the Parks and Recreation Playground Improvement Capital Account No. 508501-53190598-68101.

6. **Purchase of Software for Desktop and Network Operations (MO#06262012-006)**
Authorize the City Manager or his designee to approve the annual purchase of software and other services including maintenance, services related to maintenance and advice for desktop and network operations through the State of Texas Department of Information Resources (DIR), which is part of the State of Texas Cooperative Purchasing Program in the estimated amount of \$1,085,500. Funds are budgeted in various departmental accounts.
7. **Purchase of Computer Equipment and Related Services**
 - a. Authorize the City Manager or his designee to approve the purchase of computer equipment and related services, including but not limited to computer hardware, servers, storage, networking equipment, maintenance for improvements to the City's existing IT environment through the State of Texas Department of Information Resources, which is part of the State of Texas Cooperative Purchasing Program, in the estimated amount of \$1,750,000, and execute any and all documents necessary to carry out such purchase. Funds are budgeted in various departmental accounts. **(MO#06262012-007)**
 - b. Authorize the City Manager or his designee to negotiate and execute a contract for the three-year lease of personal computers with Dell Computer Corporation of Round Rock, Texas through the State of Texas Cooperative Purchasing Program, for an amount not to exceed \$100,000 annually or \$300,000 over the three-year lease. This lease provides a mechanism to lease new computers throughout the year that cannot be added to the annual lease, which is for a fixed number of replacement computers. Funds are budgeted in various departmental accounts. **(MO#06262012-008)**
8. **Purchase of Six Pickup Trucks (MO#06262012-009)**
Authorize the City Manager or his designee to purchase six pickup trucks from Philpott Motors, Ltd. of Nederland, Texas, through the Texas Local Government Purchasing Cooperative (TLGPC) for the estimated amount of \$103,776.76, and execute any and all documents necessary to carry out such purchase. Funds are budgeted in Water Utilities Operations Fleet Replacement Account No. 600101 68200.
9. **Purchase of Five Automated Water Valve Operators (MO#06262012-010)**
Authorize the City Manager or his designee to purchase five automated water valve operators with E. H. Wachs Company of Harvard, Illinois, through the Texas Local Government Purchasing Cooperative (TLGPC) in the estimated amount of \$108,822, and execute any and all documents necessary to carry out such purchase. Funds are budgeted in Water Utilities Operations Fleet Replacement accounts: 630101 68200 (\$43,528.80) and 630103 68200 (\$65,293.20).
10. **Arkansas Lane Pump Station Improvements, Project No. WUTR10009 (MO#06262012-011)**
Authorizing the City Manager or his designee to execute a Construction Contract with Pepper-Lawson Waterworks, LLC, of Katy, Texas for the Arkansas Lane Pump Station Improvements, Project No. WUTR10009, in an amount not to exceed \$2,114,000. Funding is available in Water Bond Fund Account No. 658502-17930205-68252.

11. **Rolling Meadows Phase 3 Water and Sanitary Sewer Renewals, Project No. WUCR10011 (MO#06262012-012)**
Authorizing the City Manager or his designee to execute a construction contract with SYB Construction Company, Inc., of Irving, Texas for Rolling Meadows Phase 3 Water and Sanitary Sewer Renewals, Project No. WUCR10011 in an amount not to exceed \$3,268,978.30. Funding is available in Water Renewal Fund Account No. 678501-20055205-68252 [\$404,880.50], Sanitary Sewer Bond Fund Account No. 648501-19010101-68250 [\$2,207,429.30], Street Sales Tax Fund Account No. 728501-61190695-63132 [\$575,424.35], Stormwater Utility Bond Fund Account No. 308501-10650199-68151 [\$11,349.00], and Street Bond Fund – Sidewalks Account No. 358504-65540698-68153 [\$69,895.15].
12. **Trinity Branch Sanitary Sewer Renewal, Project No. WUSR12017 (MO#06262012-013)**
Authorizing the City Manager or his designee to execute an Engineering Services Contract with Kimley-Horn and Associates, Inc., of Fort Worth, Texas for design of Trinity Branch Sanitary Sewer Renewal Project No. WUSR12017, in an amount not to exceed \$160,160. Funding is available in Sanitary Sewer Renewal Fund Account No. 668501-18070204-61002.
13. **Water Distribution Study and Master Plan, Project No. WUWR12011(MO#06262012-014)**
Authorizing the City Manager or his designee to execute an Engineering Services Contract with Freese and Nichols, Inc., of Fort Worth, Texas for the Water Distribution Study and Master Plan, Project No. WUWR12011, in an amount not to exceed \$799,650. Funding is available in Water Renewal Fund Account No. 678501-20047205-61002.
14. **2012 Water Line Emergency Repair Contract, Project No. WUWR12017 (MO#06262012-015)**
Authorizing the City Manager or his designee to execute an annual contract with Barson Utilities, Inc., of Dallas, Texas for the 2012 Water Line Emergency Repair Contract, Project No. WUWR12017, in an amount not to exceed \$384,701. Funding is available in Water Renewal Fund Account No. 678501-20054205-68252.
15. **Change Order No. 2, Reclaimed Water Delivery System, Project No. WA08-015 (MO#06262012-016)**
Authorizing the City Manager or his designee to execute Change Order No. 2, for the Reclaimed Water Delivery System, Project No. WA08-015 with AUI Contractors, LLC, of Fort Worth, Texas in an amount not to exceed \$199,500. Funding is available in the Water Bond Fund Account No 658502-17750205-68252.
16. **Change Order No. 1 – Streambank Stabilization and Rehabilitation for a Tributary to the Trinity River; Project No. PWDR11022 (MO#06262012-017)**
Authorizing the City Manager or his designee to execute Change Order No. 1 to the construction contract with Sanco Design, Inc. of Plano, Texas for Streambank Stabilization and Rehabilitation for a Tributary to the Trinity River in the amount of \$83,392.03. Funding is available in the Storm Water Utility Bond Fund Account No. 308502-68151-10160198 [\$41,696.11] and Sewer Renewal Fund Account No. 668501-68250-17040104 [\$41,695.92].

17. **Construction of New Restroom Concession Building at Randol Mill Park; Project No. CMPK1102 (MO#06262012-018)**
Authorizing the City Manager or his designee to execute a construction contract with Hutcherson Construction, Inc., of Arlington, Texas for construction of a new Restroom and Concession building at Randol Mill Park in an amount not to exceed \$846,500. Funding is available in Parks Account No. 508501-68101-53230597.
18. **403 West Main Street Remodel; Project No. CMFD12001 (MO#06262012-019)**
Authorizing the City Manager or his designee to execute a construction contract with Hutcherson Construction, Inc. of Arlington, Texas for the 403 West Main street remodel project in an amount not to exceed \$359,750. Funding is available in the Fire Resource Facility Renovation Account No. 228502-61002-50180399.
19. **Economic Development Initiative (EDI) Grant Agreement (MO#06262012-020)**
Authorizing the City Manager or his designee to execute a grant agreement with the Arlington Chamber Foundation, 505 East Border Street, Arlington, Texas, to receive and pass through EDI funds from the U.S. Department of Housing and Urban Development for facility construction and renovation of the Central Arlington Housing Development Corporation in an amount of \$248,000. Funding is available in EDI Account No. 418602-61002-419302.

B. Consent Agenda Ordinances – Final Readings

Public comment will be accepted on items, with the exception of those items on which a public hearing has been held and closed by Council, which will be indicated as **(CLOSED)** on the agenda.

1. **Zoning Case PD12-7 (Parks Retail Center - 1100 West Arbrook Boulevard and 1109 West Arbrook Boulevard) (CLOSED)**
An ordinance changing the zoning classification of property to Planned Development (PD) for limited Community Service (CS) uses, with a Concept Brief on approximately 18.348 acres and a 566-square-foot easement currently zoned Business Park Overlay – Community Service (BP-CS) and generally located north of Interstate Highway 20 West and south of West Arbrook Boulevard. Final reading of an ordinance changing the zoning classification on certain property known as 1100 West Arbrook Boulevard and a 0.0125 acre portion of 1109 West Arbrook Boulevard to Planned Development (PD) for limited Community Service (CS) uses, with a Concept Brief and amending the Zoning District Map accordingly.

C. Consent Agenda Resolutions

1. **Addition of new Animal Service's Fees**
A resolution authorizing fees for various animal services.
2. **FY2012 Elimination of Function, Repurpose of Positions**
A resolution authorizing a reduction in positions involving two occupied full-time positions from the City's Workforce.

3. **Adopt a resolution approving the issuance of student loan revenue bonds in one or more series by the North Texas Higher Education Authority, Inc. and approve the use of proceeds of the bonds**
A resolution relating to the issuance of bonds by the North Texas Higher Education Authority, Inc.; approving the issuance of such bonds and the use of the proceeds of such bonds; and making certain findings in connection therewith.
4. **2012 Public Safety Promotional Process Agreement**
A resolution authorizing the negotiation and execution of a Professional Services Agreement in the estimated amount of \$59,500 with Booth Research Group of Parker, Colorado, relative to developing and monitoring the administration of validated promotional processes for the ranks of Sergeant and Lieutenant in the Police Department.
5. **North Arlington Mentoring Coordinator Project**
A resolution authorizing the submission of a grant application to the Office of Juvenile Justice and Delinquency Prevention for funding in the amount of \$200,000 over two years to fund volunteer training to mentor at-risk youth and fund the salary, benefits, training, equipment and supplies necessary for a Mentoring Coordinator position and authorizing the execution of documents relative to the submission and later acceptance of such grant.
6. **Family Violence Intervention and Prevention Grant**
A resolution authorizing the submission of a grant application to the Criminal Justice Division of the Governor's Office for funding assistance not to exceed \$73,084 from the Violence Against Women Act fund for funding of one Victim Services Counselor and authorizing the execution of documents relative to the submission and later acceptance of such grant.
7. **Victim Services Response Team Counselor Grant**
A resolution authorizing the submission of a grant application to the Criminal Justice Division of the Governor's Office for funding assistance not to exceed \$39,210 for funding of one Victim Services Response Team Counselor and authorizing the execution of documents relative to the submission and later acceptance of such grant.
8. **Domestic Violence Parenting Project Grant**
A resolution authorizing the submission of a grant application to the Criminal Justice Division of the Governor's Office for funding assistance not to exceed \$72,539 from the Violence Against Women Act fund for funding of one Victim Services Counselor and authorizing the execution of documents relative to the submission and later acceptance of such grant.
9. **Hispanic Outreach Counselor Grant**
A resolution authorizing the submission of a grant application to the Criminal Justice Division of the Governor's Office for funding assistance not to exceed \$72,422 to fund one Hispanic Outreach Counselor and authorizing the execution of documents relative to the submission and later acceptance of such grant.

END OF CONSENT AGENDA

VIII. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

IX. CONSIDER AND VOTE ON WITHDRAWN ITEMS

X. PUBLIC HEARINGS: ORDINANCES FIRST READING AND RESOLUTIONS

Speaker Regulations: Anyone wishing to speak for or against a Public Hearing must fill out a card at the entrance to the Council Chamber.

A. Public Hearing – Ordinances First Reading

1. MSD12-1 (305 N. East Street and 401 E. Division Street)

Following the public hearing, consider an ordinance establishing a Municipal Setting Designation (MSD) for the property located at 305 N. East Street and 401 E. Division Street.

ORDINANCE FIRST READING

An ordinance prohibiting the use of and contact with designated groundwater from beneath certain property known as 305 N. East Street and 401 E. Division Street within the City of Arlington, Texas, and adjacent right-of-way, to facilitate certification of a Municipal Setting Designation of the property by the Texas Commission on Environmental Quality pursuant to the Texas Health and Safety Code.

B. Public Hearing – Resolutions

1. (CONTINUED) Rocking Horse Drill Site: Gas Well Permit GW11-70 (Rocking Horse 1H - 4945 South Collins Street)

Following the public hearing, consider Gas Well Permit GW11-70. An application for one Gas Well Permit on a 3.995-acre tract of land generally located east of South Collins Street and south of Caplin Drive.

RESOLUTION

A resolution authorizing the issuance of one gas well permit pursuant to the “Gas Drilling and Production” Chapter of the Code of the City of Arlington.

XI. ORDINANCES – FIRST AND/OR FINAL READINGS

Public comment will be accepted on items, with the exception of those items on which a public hearing has been held and closed by Council, which will be indicated as **(CLOSED)** on the agenda.

A. Ordinances- First Reading

1. School Zone Ordinance and Revision

An ordinance amending the “Traffic and Motor Vehicles” Chapter of the Code of the City of Arlington, Texas, 1987, through the amendment of Article III, Speed Regulations, Section 3.05, Speed Limits in School Zones, Subsection (C), by the amendment of the school zones on Ballweg Road, Calender Road, Chambers Creek Lane, Collins Street, Country Club Drive, Dove Meadows Drive, Eden Road, Fox Hunt Drive, Harris Road, Ledbetter Road, Mansfield Webb Road, Nathan Lowe Road, Petra Drive, Russell Road, Tennessee Trail, Tin Cup Drive, Turner Warnell Road and Wesson Road; and the addition of new school zones on Bowen Road and Collins Street; providing for a fine up to \$200 for each offense in violation of the ordinance; providing this ordinance be cumulative; providing for severability; providing for governmental immunity; providing for injunctions; providing for publication and becoming effective ten days after first publication.

XII. RESOLUTIONS

Public comment will be accepted at this time on the following items.

A. Resolutions:

1. **(TABLED) Community Development Block Grant Agreement and Termination of Lease Agreement – 600 New York Avenue**

A resolution authorizing the execution of an Agreement to Award Community Development Block Grant Funds, Terminate Ground Lease, and Transfer Building Improvements with the Arlington Independent School District in the amount of \$250,000 relative to the building and improvements at 600 New York Avenue.

XIII. ANNOUNCEMENTS

XIV. CITIZEN PARTICIPATION– Recognition of visitors with items of business not on the agenda.